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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 **UNITED STATES OF AMERICA**
11 *ex rel.* **IONM LLC**, a Delaware
12 corporation and *ex rel.* **JUSTIN**
13 **CHEONGSIATMOY, M.D.; STATE**
14 **OF CALIFORNIA** *ex rel.* **IONM**
15 **LLC**, a Delaware corporation and *ex*
16 *rel.* **JUSTIN CHEONGSIATMOY,**
17 **M.D.; LOS ANGELES COUNTY** *ex*
18 *rel.* **IONM LLC**, a Delaware
19 corporation and *ex rel.* **JUSTIN**
20 **CHEONGSIATMOY, M.D.; and**
21 **JUSTIN CHEONGSIATMOY,**
22 **M.D.**, in his individual capacity,

23 Plaintiffs,

24 v.

25 **UNIVERSITY OF SOUTHERN**
26 **CALIFORNIA**, a California
27 corporation,

28 and

USC CARE MEDICAL GROUP,
INC., a California corporation,

Defendants.

Case No. 2:18-cv-08311-WLH (AS)

**NOTICE OF RELEASE OF
CIVIL MINUTES OF ALL
SETTLEMENT
CONFERENCE(S) HELD
BEFORE CHIEF MAGISTRATE
JUDGE KAREN STEVENSON;
NO COUNSEL PROVIDED
ATTORNEY CHANG WITH ALL
CASE CORRESPONDENCES
WITH THE COURT FOR
WHICH ATTORNEY CHANG
WAS NOT INCLUDED**

PLEASE TAKE NOTICE of the pending request to the Court for the release of, on the public docket, the civil minutes of any and all Settlement Conferences held before Chief Magistrate Judge Karen Stevenson in this case (see attached Exhibit A).

As the case docket shows, Defendants violated Judge Hsu's Court Order to file a Report "within seven (7) days after the settlement conference." If Defendants

1 participated in a Settlement Conference held before Chief Magistrate Judge Karen
2 Stevenson on October 13, 2023, per Judge Hsu's Court Order filed at Dkt. 234,
3 Defendants should have filed on the case docket the court ordered Report "within
4 seven (7) days after the settlement conference," no later than October 20, 2023. See
5 Dkt. 269 at Page 15 which shows the multiple attempts Attorney Chang made in
6 requesting Defendants comply with Judge Hsu's Court Order filed at Dkt. 234.

7 The case docket shows that Judge Hsu reviewed the case docket five (5) days
8 after Defendants failed to comply Judge Hsu's Court Order. Indeed, Judge Hsu filed
9 a ruling on the case docket on October 25, 2023 (Dkt. 271), yet Judge Hsu did not
10 take any action against Defendants for violating Judge Hsu's Court Order (Dkt. 234)
11 even though Judge Hsu should have known at that point that Defendants had not
12 complied with Judge Hsu's Court Order.

13 The case docket shows that Judge Hsu reviewed the case docket again seven
14 (7) days after Defendants failed to comply Judge Hsu's Court Order. Indeed, Judge
15 Hsu issued filed a ruling on the case docket on October 27, 2023 (Dkt. 272), yet Judge
16 Hsu did not take any action against Defendants for violating Judge Hsu's Court Order
17 (Dkt. 234) even though Judge Hsu should have known at that point that Defendants
18 had not complied with Judge Hsu's Court Order.

19 The case docket further shows that Judge Hsu did not excuse Defendants from
20 complying with Judge Hsu's Court Order filed at Dkt. 234. If Defendants had
21 participated in any Settlement Conference(s) before Chief Magistrate Judge Karen
22 Stevenson, Defendants should have filed the Report(s) which Judge Hsu ordered to
23 be filed "within seven (7) days after the settlement conference[s]."

24 Attorney Chang has never waived her right as counsel to be present for any and
25 all court appearance(s) and/or settlement conference(s) in this case. Attorney Chang
26 has never waived her right to be included in all case correspondence. Any court
27 appearance(s), settlement conference(s), and case correspondence for which Attorney
28 Chang was not included has prevented Attorney Chang the opportunity fully represent

1 her client and this may have changed the course of this case.

2 No counsel (including but not limited to the law firm of Paul Hastings who
3 filed for Court Order to Withdraw as Counsel on January 31, 2024 (Dkt. 284)) has
4 responded to Attorney Chang's request to email Attorney Chang by February 2, 2024
5 with all true and correct case correspondence with the Court for which Attorney
6 Chang was not included. See Dkt. 289.

7 Dated: February 4, 2024

8 /s/ Alice Chang
9 Alice Chang, Attorneys for Plaintiff-Relators
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Exhibit A

From: **Alice Chang JDMBA** <alicechangjdmdba@gmail.com>

Date: Sun, Feb 4, 2024 at 10:49 AM

Subject: RESPONSE REQUESTED by End of Day 2/5/2024: Release of Civil Minutes of ALL Settlement Conference(s) with Chief Magistrate Judge Karen Stevenson for Case 2:18-cv-08311-WLH-AS United States of America et al v. University of Southern California

To: <KS_Chambers@cacd.uscourts.gov>

Cc: Alice Chang JDMBA <alicechangjdmdba@gmail.com>, Mark Hardiman <mhardiman@nelsonhardiman.com>, Paul Cane <paulcane@paulhastings.com>, <Susan.Gilllin@oig.hhs.gov>, Morris, Tom (CIV) <A.Thomas.Morris@usdoj.gov>, martin.estrada_usdoj.gov <Martin.Estrada@usdoj.gov>, Kortum, Frank (USACAC) <frank.kortum@usdoj.gov>, Marc Beaat <mbeaat@da.lacounty.gov>, Brian Frankel <Brian.Frankel@doj.ca.gov>, John Fisher <John.Fisher@doj.ca.gov>, Spencer-Mork, Nathaniel <Nathaniel.Spencer-Mork@insurance.ca.gov>, Neumeister, Mitch <mitch.neumeister@insurance.ca.gov>

Dear Chambers of Chief Magistrate Judge Karen Stevenson:

I write to request that, no later than end of day on February 5, 2024, the Court release all Civil Minutes for any and all Settlement Conferences held before Chief Magistrate Judge Karen Stevenson for Case 2:18-cv-08311-WLH-AS United States of America et al v. University of Southern California.

On October 16, 2023 at 10:48AM, the Court served me through CM/ECF stating “**MINUTES OF Settlement Conference held before Magistrate Judge Karen L. Stevenson.** The settlement conference was conducted off the record and a settlement was not reached. (see document for further details) Court Recorder: CS 10/13/23. (hr).” The Court labeled the Document Number for the Settlement Conference held before Magistrate Judge Karen L. Stevenson as “Document Number 265.” See Dkt. 267, Exhibit B at Page 18.

Separately, one minute later, on October 16, 2023 at 10:49AM, the Court served me through CM/ECF stating “MINUTES OF Settlement Conference held before Magistrate Judge Alka Sagar. The settlement conference was conducted off the record and a settlement was not reached. (see document for further details) Court Recorder: CS 10/13/23. (hr) Modified on 10/16/2023 (hr).” The Court also labeled the Document Number for the Settlement Conference held before Magistrate Judge Alka Sagar as “Document Number 265.” See Dkt. 267, Exhibit C at Page 20.

The only link the Court ever served me in connection with Settlement Conference(s) before Chief Magistrate Judge Karen Stevenson (see Dkt. 267, Exhibit B, Page 18) linked to what the Court released on the public docket at Dkt. 265, which only references one Settlement Conference with Magistrate Judge Sagar.

The public docket (Dkt. 265) only reflects the CIVIL MINUTES for a Settlement Conference taking place on October 13, 2023 under Magistrate Judge Alka Sagar.

The Court has never posted on the public docket the Civil Minutes of any Settlement Conference(s) in this case held before Chief Magistrate Judge Karen L. Stevenson for which there should be a separate CM/ECF filing Docket Number for each Settlement Conference with a separate Docket Number containing the Date(s) of the Settlement Conference(s), names of all attorneys present, and names of all attendees present.

As counsel in this case ([2:18-cv-08311-WLH-AS](#)), I respectfully request that, no later than end of day, February 5, 2024, the Court post on the public case docket the CIVIL MINUTES of any and all Settlement Conference(s) with Chief Magistrate Judge Karen Stevenson in this case, including the Date(s) of the Settlement Conference(s), names of all attorneys present, and names of all attendees present.

Thank you,

Alice Chang

Counsel for Plaintiff-Relators

cc:

Mark Hardiman, Nelson Hardiman law firm

Paul Cane Jr., Paul Hastings law firm

Susan Gillin, Branch Chief for United States OIG HHS

Tom Morris, Senior Trial Counsel, U.S. Department of Justice

Martin Estrada, United States Attorney, Central District of California

Frank D. Kortum, Assistant United States Attorney

Marc Beaat, Bureau Director, Los Angeles County Fraud & Corruption

Brian Frankel, Supervising Deputy Attorney General
John Fisher, Deputy Attorney General
Nathaniel Spencer-Mork, Assistant Chief Counsel, CDI
Mitchell Neumeister, False Claims Attorney, CDI